

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MAHAMED ALI JAMA,

Plaintiff,

v.

KING COUNTY POLICE, WESTERN
STATE HOSPITAL,

Defendants.

CASE NO. 2:21-cv-01151-JCC-BAT

**ORDER TO SHOW CAUSE RE:
PLAINTIFF'S APPLICATION TO
PROCEED IN FORMA PAUPERIS**

On August 25, 2021, Plaintiff Mahamed Ali Jama filed a Declaration and Application to Proceed *In Forma Pauperis* ("IFP"). Dkt. 1.

As a general rule, all parties instituting any civil action, suit or proceeding in a United States District Court must pay a filing fee. 28 U.S.C. § 1914(a). The Court may authorize the commencement of an action "without prepayment of fees and costs of security therefor, by a person who submits an affidavit that ... the person is unable to pay such fees or give security therefor." 28 U.S.C. § 1915(a)(1). Therefore, an action may proceed despite a failure to prepay the filing fee only if leave to proceed IFP is granted by the Court. *See Rodriguez v. Cook*, 169 F.3d 1178, 1177 (9th Cir.1999).

The Ninth Circuit has held "permission to proceed [IFP] is itself a matter of privilege and not a right; denial of an [IFP] status does not violate the applicant's right to due process." *Weller*

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1 *v. Dickson*, 314 F.2d 598, 600 (9th Cir.1963). The Court has broad discretion to grant or deny a
2 motion to proceed IFP. *O'Loughlin v. Doe*, 920 F.2d 614, 616 (9th Cir.1990); *Weller*, 314 F.2d at
3 600-601.

4 By filing a request to proceed IFP, Plaintiff is asking the government to incur the filing
5 fee because he allegedly is unable to afford the costs necessary to proceed with his complaint.
6 However, Plaintiff has not provided sufficient information, which would allow the Court to
7 determine whether to grant his application. For example, Plaintiff did not properly complete the
8 following portions of his application: ¶ 3 (money received from sources other than employment);
9 ¶ 4 (cash, checking, or savings, on hand); ¶ 7 (monthly expenses incurred, such as housing,
10 transportation, utilities, loan payments, or other regular monthly expenses).

11 Accordingly, Plaintiff is **ORDERED** to provide this additional information **by**
12 **September 20, 2021** so that the Court may determine whether to grant or deny his IFP
13 application.

14 DATED this 30th day of August, 2021.

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17 BRIAN A. TSUCHIDA
18 United States Magistrate Judge
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